IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
Criminal Misc. Application No. 219 of 2005

Ranjeet Dayal Garg
W/o Late Shri Rajeshwar Dayal Garg
R/o 22/28 Chakrota Road, Dehradun
Police Station Kotwali Dehradun …..Applicant

Versus

1. State of Uttaranchal

2. District & Sessions Judge, Dehradun …..Opp. Parties

Sri B.M. Pingal learned counsel for the applicant
Shri G.S. Sandhu, learned A.G.A. for the State.

Hon'ble B.C. Kandpal, J.

This petition u/s 482 Cr.P.C. has been filed by the applicant Rajneesh Dayal Garg stating therein that the session trial no. 140/99 u/s 498-A, 304-B I.P.C. Police Station Kotwali, District Dehradun is pending before the court of District and Sessions Judge, Dehradun.

Heard learned counsel for the parties and perused the record.

The record reveals that the trial court is pending since November, 1999 and thereafter only 5 prosecution witnesses could have been examined as yet. The charge was framed on 19.06.2001. The record further shows that now 11.05.2005 has been fixed for further evidence.

The order sheet which has been filed by the petitioner shows that in maximum number of times, adjournment has been sought by the prosecution.

In view of the facts as emerged out from the record, I think it would be just and proper to issue direction to the court below that the trial should be expedited.

I, therefore, direct that the trial be concluded expeditiously, if possible, within three months.

With the aforesaid direction, the petition is disposed of accordingly.

(B.C. Kandpal, J.)

23rd April, 2005
Shiv